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Attorneys for Defendants
 METROPOLITAN LIFE INSURANCE COMPANY;
 SHELL LONG TERM DISABILITY PLAN; and
 SHELL OIL COMPANY in its capacity as Plan
 Administrator of the Shell Long Term Disability Plan

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

LILIA BALLESTEROS, an individual,)	Case No. C07-0795 PJH
)	
Plaintiff,)	STIPULATION RE: CONTINUANCE OF
)	DEADLINE TO COMPLETE
v.)	MEDIATION AND PROPOSED ORDER
)	
)	Hon. Phyllis J. Hamilton
)	United States District Judge
METROPOLITAN LIFE INSURANCE)	
COMPANY; SHELL LONG TERM)	
DISABILITY PLAN; SHELL OIL)	
COMPANY in its capacity as Plan)	
Administrator of the Shell Long Term)	
Disability Plan,)	
)	
Defendants.)	

1 Plaintiff Lilia Ballesteros ("Plaintiff"), together with Defendants Metropolitan Life
2 Insurance Company and Shell Long Term Disability Plan (collectively "Defendants"), by and
3 through their counsel of record, hereby stipulate to the following:

4 1. Following the parties' agreement and request, the Court issued an order referring this
5 matter to mediation to be completed by July 26, 2007;

6 2. A mediation was scheduled to take place on July 19, 2007 before the appointed
7 mediator, Robert Schwartz, Esq.;

8 3. Prior to the July 19, 2007 mediation, counsel for the parties independently and
9 informally agreed in principle to settle the case. Pending the resolution of a couple of issues
10 which was dependent on Defendants' receipt of information from Plaintiff regarding potential
11 offsets to benefits. Defendant is waiting to receive this information.

12 4. In light of the parties' agreement to settle, plaintiff filed a Notice of Settlement on July
13 2, 2007.

14 5. The Court has continued the Case Management Conference in this case to September
15 6, 2007 to give the parties adequate time to finalize the terms of the settlement and to file a
16 dismissal of the case.

17 6. In light of the parties' agreement to settle, the parties agree that mediation at this time
18 is neither necessary nor warranted. The parties request that the Court vacate the July 26, 2007
19 deadline for completing the mediation. If the parties are unable to resolve the matter and
20 mediation is required, the Court can set a new mediation deadline at the September 6, 2007 Case
21 Management Conference.

22
23 Respectfully submitted,

24 Date: July 23, 2007

25 BAUM & WEEMS

26
27 By: 

28 JULIAN M. BAUM
Attorneys for Plaintiff
LILIA BALLESTEROS

1 Dated: July 23, 2007

BARGER & WOLEN

2
3 By: [Signature]
4 WILLIAM LEE
5 Attorneys for Defendants
6 METROPOLITAN LIFE INSURANCE
7 COMPANY; SHELL LONG TERM
8 DISABILITY PLAN; and SHELL
9 OIL COMPANY in its capacity as Plan
10 Administrator of the Shell Long Term
11 Disability Plan

12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED:

- 14 1. The Court vacates the current July 26, 2007 deadline to complete the mediation.
- 15 2. If the parties are unable to finalize their settlement and require follow-up with the
16 mediator, the Court may set a new mediation completion deadline at the Case Management
17 Conference scheduled for September 6, 2007.

18 Dated: July 24, 2007

19 The Honorable Phyllis J. Hamilton
20 United States District Judge

